

DOCKET NO.: WARF-0135

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Marcin S. Filutowicz

Application No.: 09/651,290

Filing Date: August 30, 2000

For: Antimicrobial Biotherapeutic Agents: Alternatives To Conventional  
Pharmaceutical Antibiotics

Confirmation No.: 2591

Group Art Unit: 1645

Examiner: Ford, Vanessa L.

RECEIVED

MAY 15 2003

TECH CENTER 1600/2900

DATE OF DEPOSIT: May 9, 2003

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P.O. Box 1450

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Sir:

### REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

This is a Request for Continued Examination (RCE) under 37 CFR § 1.114 of the  
above-identified application.

1. Submission required under 37 CFR § 1.114



Previously submitted

filed on



Consider the amendment(s)/reply under 37 CFR § 1.116 previously  
(Any unentered amendment(s) referred to above will be entered).

filed on



Consider the arguments in the Appeal Brief or Reply Brief previously

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☐ Other:

☒ Enclosed

☒ Amendment/Reply

☐ Affidavit(s)/Declaration(s)

☐ Information Disclosure Statement (IDS)

☐ Other:

## 2. Miscellaneous

☐ Suspension of action on the above-identified application is requested under 37 CFR §1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed three (3) months; Fee under 37 CFR §1.17(i) required)

**FEE CALCULATION:**

				SMALL ENTITY		NOT SMALL ENTITY	
<input checked="" type="checkbox"/> RCE BASIC FILING FEE				\$375.00	\$375.00	\$750.00	\$
	CLAIMS REMAINING AFTER RCE	HIGHEST NO. PAID FOR	EXTRA				
TOTAL CLAIMS	23	30 (20 MINIMUM)	0	\$9 EACH	\$0	\$18 EACH	\$
INDEP. CLAIMS	2	4 (3 MINIMUM)	0	\$42 EACH	\$0	\$84 EACH	\$
FIRST PRESENTATION OF MULTIPLE DEPENDENT				\$140	\$0	\$290	\$
<input type="checkbox"/> ONE MONTH EXTENSION OF TIME				\$55	\$0	\$110	\$
<input checked="" type="checkbox"/> TWO MONTH EXTENSION OF TIME				\$205	\$205.00	\$410	\$
<input type="checkbox"/> THREE MONTH EXTENSION OF TIME				\$465	\$0	\$930	\$
<input type="checkbox"/> FOUR MONTH EXTENSION OF TIME				\$725	\$0	\$1450	\$
<input type="checkbox"/> FIVE MONTH EXTENSION OF TIME (May only be taken when filing RCE in lieu of Appeal Brief)				\$985	\$0	\$1970	\$
<input type="checkbox"/> LESS ANY EXTENSION FEE ALREADY PAID				minus	(\$0)	minus	(\$ )
<input type="checkbox"/> TERMINAL DISCLAIMER				\$55	\$0	\$110	\$
TOTAL FEE DUE					\$580.00		\$

- ☒ A check in the amount of **\$580.00** is attached. Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050.
- ☐ Please charge Deposit Account No. 23-3050 in the amount of \$ \_\_\_\_\_.00. This sheet is attached in duplicate.
- ☒ A Notice of Appeal was filed. An Appeal Brief was due March 16, 2003. Petition is hereby made under 37 CFR § 1.136(a) to extend the time period for response from March 16, 2003 to and through May 16, 2003 comprising an extension of the shortened statutory period of two month(s).
- ☒ The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to Deposit Account No. 23-3050. This sheet is provided in duplicate.

☒ The Commission is hereby authorized to charge payment of the above fees associated with this communication or credit any overpayment to Deposit Account No. 23-3050. This sheet is attached in duplicate.

**SHOULD ANY DEFICIENCIES APPEAR** with respect to this application, including deficiencies in payment of fees, missing parts of the application or otherwise, the United States Patent and Trademark Office is respectfully requested to promptly notify the undersigned.

Date: May 9, 2003

  
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